

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| Applicant | : Keiji SAKAMOTO et al. | Confirmation No.: 9933 |
| Appl. No | : 10/573,973 (National Stage of PCT/JP04/14768) | Group Art Unit: 1623 |
| Filed | : March 30, 2006 | Examiner: Michael C. HENRY |
| Title | : STABLE VITAMIN B6 DERIVATIVE | |

REQUEST FOR RECONSIDERATION

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

Responsive to the Advisory Action mailed on October 9, 2008, Applicants respectfully request that the Examiner reconsider the amendment filed on September 2, 2009 in response to the final Office Action mailed July 1, 2008.

In accordance with MPEP § 714.13 (I), the shortened statutory period for reply ends on the mailing date of the advisory action because the amendment was filed by the two-month date (September 1, 2008 being a federal holiday) and the Examiner issued the advisory action after the three-month period of reply. Accordingly, Applicants submit this paper with a one-month extension of time. However, should the Office deem an extension of time necessary, the same is hereby explicitly requested and the Office is authorized to charge any extension of time fee needed for maintaining the pendency of this application, to Deposit Account No. 19-0089.


The Advisory Action states that the Amendment to the Claims filed in response to the final Office Action will not be entered for purposes of Appeal. Claims 1-12 remain rejected. The Action further states that the arguments and remarks presented in the response filed September 2, 2008 - although fully considered by the Examiner - are unpersuasive for reasons discussed in the final rejections.

Applicants respectfully submit that the amendment to the claims were made to render the claims even more definite and to overcome the Claim rejections under 35 U.S.C. § 112. For at least this reason, the amendment presents the claims in better form for consideration on appeal. Applicants remind the Examiner that under 37 C.F.R. § 1.116 (b)(2) an amendment to remove issues for appeal is admissible.

For at least the foregoing reason, Applicants respectfully request entry of the amendment filed September 2, 2008.

Should there be any questions or comments, the Examiner is invited to contact the undersigned at the below-listed telephone number.

Respectfully submitted,
Keiji SAKAMOTO et al.


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November 10, 2008
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